

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

SECOND AMENDED WITNESS AND EXHIBIT LIST

Case No: 24-40605	Name of Debtor: Remarkable Healthcare of Carrollton LP, et al.
<u>WITNESSES:¹</u>	
1. John McPike	Judge: Brenda T. Rhoades
2. Lurie Beth McPike.	Courtroom Deputy:
3. Josh Kilgore	Hearing Date: July 22, 2024
4. Andy Rye 5. Rick Griffin – to appear telephonically 6. Dr. Thomas A. Mackey PTO – to appear telephonically 7. Mark Weisbart 8. Any witness designated by any other party 9. Any rebuttal witnesses as may be necessary	Hearing Time: 9:30 a.m. (CST)
	Party's Name: KRS Carrollton LLC et al.
	Attorney's Name: Jeff Carruth
	Attorney's Phone: 713-341-1158
	Attorney's email: jcarruth@wkpz.com
	Nature of Proceeding: <i>See list below.</i>
<u>List regarding Nature of the Proceeding:</u> [136] Motion to Extend Time to File Chapter 11 Subchapter V Plan [163] Motion for Relief from Automatic Stay WITHOUT Waiver of 30-Day Hearing Requirement As To Civil Monetary Penalties Filed by United States Department of Health and Human Services [187] Third Motion to (I) Approve Debtor In Possession Credit Agreement, (II) Grant Priming Liens Under Code Sec. 364(D), and (III) Obtain Related Relief (Regarding April 19, 2024 payroll) [188] Fourth Motion To (I) Approve Debtor In Possession Credit Agreement, (II) Grant Priming Liens Under Code Sec. 364(D), and (III) Obtain Related Relief (Regarding May 3, 2024 Payroll)	

¹ Debtor reserves the right to amend and/or supplement this designation prior to the hearing(s), and to seek relief from the Court as might be necessary.

EXHIBITS

SEE ATTACHED LIST

KRS-xx Exhibits -- Remarkable Ch. 33 / 2024					
TAB## / Source	EXH## K ____	Description	Offer	Object	Admit
VOL ## TAB ##					
	1	4/3/24 Letter from CMS to Remarkable Health Care			
	2	KRS Assignment of Lease and Lease Agreement			
	3	Medical Literature re: Transfer Trauma/Relocation Stress Syndrome			
	4	Affidavit/Verification of KRS Principal			
	5	WFAA Transcript of Interview and Article re: Facility Closure			
	6	State Operations Manual Excerpt (Severity of Deficiencies)			
	7	CMS Example Notice Letters (other immediate jeopardy cases)			
	8	4/8/24 Letter from Liz Boydston to CMS			
	9	Temporary Restraining Order against CMS by Hon. Robert Junnell			
	10	Temporary license from HHSC to WWHD			
	11	Affidavits of Remarkable residents and family members			
	12	NoA Tharpe			
	13	20240405 Liz Boydston email			
	14	FW_Remarkable email			
	15	FW_Remarkable email			
	16	KRS v. CMS - Texas HHSC inquiry			
	17	348-350696-24 Defs Suggestion of Bankruptcy			
	18	Schedules recap - SubV test			
	19	Promissory Note - Mustang NH LLC et al. (Griffin)			
	20	Default Letter - note NH Mustang (Griffin)			
	21	March 21 bank transfers to Seguin			
1-001	22	Proof of claim recap 20240422			
1-002	23	Proof of claim recap updated 20240709			
	24	Proof of claim KRS-C			
	25	Proof of claim KRS-D			
	26	Proof of claim KRS-FW			
1-003	27	Proof of claim KRS-S			

KRS-xx Exhibits -- Remarkable Ch. 33 / 2024					
TAB## / Source	EXH## K ____	Description	Offer	Object	Admit
VOL ## TAB ##					
1-004	28	Proof of claim - Mustang NH LLC et al.			
1-005	29.01	Plaintiff's Original Petition - McPike lease guaranties - petition only, no exhibits			
2-001	30	KRS-C lease			
2-002	31	KRS-D lease			
1-012	32	KRS-FW lease			
1-006	33	KRS-S lease			
1-007	34	KRS and related payroll funding recap			
	35	HHS lift stay re fines			
	36	Gutnicki fee notice			
	37	email 20240703.0638 - orders DIP 001 DIP 002			
1-008	38	email 20240703.1608 - order July 2 hearing			
1-009	39	email 20240703.2319 - refuses acknowledge spend limit			
1-013	40	dip motion payroll 001 order 003.01 CLEAN 20240705.1347			
1-014	41	dip motion payroll 002 order 003.01 CLEAN 20240705.1254			
	42	dip motion payroll 001 order 003.01 REDLINE 20240705.1345			
	43	dip motion payroll 002 order 003.01 REDLINE 20240705.1257			
	44	email 20240703.0638 - Remarkable - Orders and meetings from July 2 hearing			
1-010	45	26 Tex. Admin. Code §§ 554.214, 554.201, and 554.1925.			
1-011	46	Screen shot - \$150,000 secret payroll funding			
	47	Gutnicki fee app 001 objections			
2-003	48	Email 20240712.1654 - KRS Document Request			
	49	Email 20240715.1631 - Re: Remarkable KRS document request			
	50	Discovery Status June 15, 2024			
2-004	51	Email 20230503.1453 - Re: Payroll Funding info PPE			
2-005	52	Email 20231031.1310 - Remarkable			
2-006	53	Email 20240419.1139 - Re: Payroll need for tomorrow's payroll			

KRS-xx Exhibits -- Remarkable Ch. 33 / 2024					
TAB## / Source	EXH## K ____	Description	Offer	Object	Admit
VOL ## TAB ##					
2-007	54	Purchase sale agreement			
2-008	55	Mustang NH et al past due			
2-009	56	KRS demand letter 20230529			
2-010	57	Remarkable Ch. 11 plan 2019			
2-011	58	WWHD LOC Draws			
2-012	59	Seguin disbursement account statements			
2-013	60	email 20230207 re CMPs			
2-014	61	email 20240201 re W2s			
2-015	62	photos Seguin 20240722			
2-016	63	Seguin -6196 statement 2024-05			
3-001	64	Seguin combined MORs 2024-04,05,06			
	65				
	66				
	67				
	68				
Docket	100	DIP 001 - draft of loan documents			
Docket	101	DIP 001 - PO payroll funding			
Docket	102	DIP 002 - draft loan documents			
Docket	103	DIP 002 - PO payroll funding			
		Any items on the docket in any of the RH cases.			
		Any item designated by any other party.			
		Rebuttal exhibits as necessary.			

C:\Users\jcarruth\ND Office Echo\VAULT-C9SL7ZTY\[master exhibit list 4878-6904-4407 v.3.xlsx]exhlistRH33-2024